

Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str. 16
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Germany
Phone: 0049-6224-925326
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E-Mail: cybernetic@automatic-
programming.com
12.01.2001 per facsimile
Original



United States Patent and Trademark Office
- Director for General Information Services -

Washington D.C. 20231 USA

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MAR 28 2001

OFFICE OF PETITIONS

per facsimile to: 001-703-305-7786

Missing Acknowledgement of Receipt and Application Number of my Patent-Application

Dear Director for General Information Services,

with the date of the 29.Oct.2000 I've sent to the USPTO's Commissioner of Patents and Trademarks a Patent-Application with the Title

"Method for generating a simple kind of Artificial Consciousness in a computer, which has the capability to plan, generate automatically and execute machine-code for the solution of arbitrary programming-abandonments (Automatic Programming)"

with UPS Express Mail (deposit date 31.Oct.2000).

The first 2 of the 100 pages of my Patent-Application are the letter to the Commissioner of Patents and Trademarks. It's annexed here again as Annex A1, and the copy of the UPS-Express-Mail freight-warrant is annexed here as Annex A2.

Additional I've send the application per facsimile to 001-703-306-5995 and received an electronic acknowledgement of an error-free transmission on 02.Nov.2000, 07:33 PM U.S. Eastern Time.

Because I've not received an Acknowledgement of Receipt and Application Number from the USPTO, I've send to the Commissioner of Patents and Trademarks a letter per facsimile to 001-703-306-5995 on the 24.Nov.2000, where I asked for an Acknowledgement of Receipt and an Application Number of my Patent-Application. Your Facsimile-Machine send me an electronic acknowledgement of error-free transmission. I annex this letter here again as Annex A3.

On the 25.Nov.2000 I've received a letter from the USPTO, where annexed the 100 additional per facsimile sent application-pages were sent back to me, because the USPTO does not accept a Patent-Application per facsimile. I append this letter here as Annex A4.

But until now I've neither received an Application-Number and Acknowledgement of Receipt of my per UPS-Express-Mail sent Patent-Application, nor an Answer to my letter from the

...

24.Nov.2000, where I've asked again for an Acknowledgement of Receipt and an Application Number of my Patent-Application.

To make sure, that my per UPS-Express-Mail sent Patent-Application has reached you, I've traced the way my Document did, by UPS-Tracking. The result shows annex A5.

You can redo this tracking by

- enter the Internet with the URL: <http://www.ups.com>
- click on the **TRACK**-Symbol or **TRACK**-String in the top-frame of the UPS-Homepage,
- enter the freight-warrant's control-number: **W6828170676**
- click on the **TRACK**-Button below the typed control-number,
- on the new page coming up click on the **DETAILS**-Button.

The result is Annex A5. It shows that my application has reached the USPTO-Division in the University-Area of Washington D.C. on the 02.Nov.2000, was not accepted there with the statement "incomplete address" [the address was complete !! - I've used the address shown in the Patent Rules Title 37 U.S.C. §1.1(a)], and then was delivered in the USPTO-Division on the other side of the Potomac in Alexandria-Arlington on the 03.Nov.2000.

The Filing-Date has to be the 31.Oct.2000, because of Title 37 U.S.C. § 1.6:

- The USPTO does not accept the facsimile-transmission-date of a per facsimile sent patent application as the filing date,
- therefore the USPTO accepts the stamped date of deposit as the filing date, if the Patent-Application was send by Express-Mail with the United States Postal Service.
- In Germany the United States Postal Service is not available. Therefore the USPTO has to accept the stamped date of deposit of another available fast Express-Mail Postal Service; otherwise the Equal treatment principle would be violated. UPS is the fastest Germany-to-Eastern-U.S. Postal Service (see Annex A6).
- If neither the facsimile-transmission-date nor the postal-deposit-date would be accepted as the filing date, it'd surely violate international law, because then an unpredictably accident in the used Postal-Service could impede the filing of the Patent-Application.

I'd accept the 02.Nov.2000 as the filing date too, because

- the Patent-Application reached the USPTO-Division in the Area of the Washington D.C. University on the 02.Nov.2000, but it was not accepted there.
- the address was complete, regarding the head of letter to the Commissioner to Patents and Trademarks, Annex A1 (the Couvert had the same address), and comparing it with Title 37 U.S.C. § 1.1 (a).
- so the not-delivery to the USPTO-Division in Washington D.C. was not my fault; therefore a Re-instatement into the previous status (02.Nov.2000) has to be granted.

A filing date of the 03.Nov.2000 I'd not accept. If the USPTO would neither accepts the 31.Oct.2000, nor the 02.Nov.2000 as the filing date, please tell me the name of the plea and the name and address of the court, where I could fight for the filing date.

Please answer me either

- per facsimile to: **0049-177-4238152**
- or per E-Mail to: **cybernetic@automatic-programming.com**

With friendly greetings



Gerd Krämer

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Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str.16
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Phone: 06224-925326
Fax+Hdy: 0177-4238152
E-Mail: cybernetic@automatic-
programming.com
29. Oct. 2000



United States Patent and Trademark Office
- Commissioner of Patents and Trademarks -

Washington D.C. 20231 USA

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OFFICE OF PETITIONS

Patent Application

Dear Commissioner of Patents and Trademarks,

I've developed a method creating a simple kind of artificial consciousness. The economic relevant effect is, that this method has the capability to develop requirement-satisfying software subroutines automatically.

I am a single independent inventor and claim the **small entity** fees described in the Title 37 Code of Federal Regulations § 1.27c (final regulations 8.Sept.2000).

I also claim **foreign priority** (Title 35 U.S.C. § 119 and Title 37 C.F.R. § 1.55): It was the 2nd November 1999, when I announced the patent to the german Patent- and Trademark-Office (DPMA). A copy of the Bibliography-Certification lies nearby. A publication before the 2nd November 1999 does not exist. The patent is not published until now in Germany because the examination is not finished. Therefore a German patent number does not exist yet - only the application number specified by "*Foreign Application One*:" in the enclosed application data sheet. The following data are not part of your Data Entry Format, so I offer them here:

IPC-Main-Class: G06F009/44
IPC-Accessory-Class: G06F015/18
German Applicator's Number: 10857796

Overview of the enclosed Forms and Application:

- Utility-Patent Application Form (PTO/SB/05)
- Fee Transmittal Form (PTO/SB/17)
- Application Data Sheet (as described in "Guide for Preparing Bibliographic Data for Electronic Capture")
- Original Entry-Acknowledgement of the german PTO (=DPMA) [for proving the priority date]
- Copy of the Bibliographic Data Sheet from the german PTO (=DPMA)
- Patent-Description incl. Drawings: 51 pages. [translated myself]
- Declaration for Patent Application (PTO/SB/103 - 3 pages)
- German version of the application: 36 pages [+1 page correction-history]

In the southern german federal states the 1st November is a holiday (I live near Heidelberg in Baden-Wuerttemberg and the german PTO (=DPMA) is in Munich in Bavaria) - so I have no chance to order, receive and send to you a by the german PTO (=DPMA) **certified** copy of the first original application before the end of the priority year (2nd Nov.). An agent of your office told me that it doesn't matter and that I could send to you the DPMA-certified copy later.

I'll order it from the DPMA and send it to you with the information disclosure statement.

When I look at the published US-patents there are many references shown. I cannot offer you references, because my inventory is a totally new way to use a computer:

The system itself learns programming in machine-code - world-wide I've not found any similar invention in the public patent-databases.

I don't exactly know how to pay the basic fee because I don't have an US-applicant's number yet and I don't know to which account I should transfer the money. If it's possible for you, I allow you to take the \$ 354 from my account 2213818 at the "Badische Beamtenbank" BLZ 66090800 - if this is not possible, please write me, to which bank account with which reference-number I should transfer the money to.

On your form-overview-site "<http://www.uspto.gov/web/forms/index.html>" a PTO/SB/35 "Nonpublication Request" in reference to 35 U.S.C. 122(b)(2)(B)(i) is announced.

In the version from the 1st Feb. 2000 of the Title 35 United States Code (Patent law) downloaded from the website "<http://www.uspto.gov/web/offices/pac/mpep/mpep.htm>" I cannot find a (b)(2)(B)(i) in the short § 122 ?!?

If possible, it would be nice if you could wait with the examination until the examination at the german Patent- and Trademark-Office (=DPMA) is finished.

With friendly greetings



Gerd Krämer

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Enclosures like described above

send per UPS-Express-Envelope and transmitted per Facsimile (If I'd receive an acknowledgement before the end of the 2nd November I'd not send it additional per facsimile)

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ANLEITUNG SIEHE RÜCKSEITE

**ROT GEDRUCKTE FELDER
BETREFFEN NUR INTERNATIONALE
SENDUNGEN**

ROT GEDRUCKTE FELD

1 UPS KUNDENNUMMER DES VERSENDERS 690x69		POSTLEITZAHL (Sehr wichtig) 69181		STADT Leimen		LAND Germany	
NAME DES VERSENDERS Krämer		FIRMA UND ADRESSE Gerd Krämer Richard-Wagner-Str. 16		TELEFONNUMMER (Sehr wichtig)			
NAME DER KONTAKTPERSON		FIRMA UND ADRESSE United States Patent & Trademark Office - Commissioner of Patents and Trademarks -		TELEFONNUMMER (Sehr wichtig)			
POSTLEITZAHL (Sehr wichtig) 20231		STADT Washington D.C.		LAND U.S.A.			
3 ZAHLUNGSOPTIONEN II (Bitte nur eine Option ankreuzen. Siehe Rückseite)							
FRIEDRICH HAUS		AMEX / ENCL / MASTERCARD ODER VISA		VERSANDER MUSS ÜBER EINE UPS KUNDENNUMMER VERFÜGBAR SEIN		AUF ZAHLEN AUF WECHSELNDE WÄHRUNG AUSREICHEND ANGEKREUZT	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KREDITKARTEN-NR.							ABLAUF DATUM
4 ANGABEN ZUR RECHNUNGSSTELLUNG AN DRITTE							
UPS KUNDENNUMMER							STADT
NAME DER FIRMA							

1. Erforderlich bei Standard Sendungen, wenn in Feld 3 die Option „Unfrei“ gewählt wurde.

IV. Bitte geben Sie auf alle Fälle an, welche Währung Sie verwenden.
Fehlende Währungsinformationen können zu Verzerrungen führen, für
die UPS nicht haftet. In der Schweiz kann nur der SFR benutzt werden.

V. Bei Standard Sendungen nicht erforderlich.

1 erforderlich.
halb Deutschlands.

h. hlands.

— — — — —

A3

Dipl.-Phys. Gerd W. Krämer

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D-69181 Leimen
Germany
Phone: 06224-925326
Fax+Hdy: 0177-4238152
E-Mail: cybernetic@automatic-
programming.com
24.11.2000 per Fax



United States Patent and Trademark Office
- Commissioner of Patents and Trademarks -
Washington D.C. 20231 USA

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Missing Acknowledgement of Receipt and Application Number of my Patent-Application

Dear Commissioner of Patents and Trademarks,

with application form the 29.10.2000 I've sent to you the following documents:

- filled Utility-Patent Application Form (PTO/SB/05)
- filled Fee Transmittal Form (PTO/SB/17)
- Application Data Sheet (as described in "Guide for Preparing Bibliographic Data for Electronic Capture")
- Original Entry-Acknowledgement of the german PTO (=DPMA) [for proving the priority date]
- Copy of the Bibliographic Data Sheet from the german PTO (=DPMA)
- Patent-Description incl. Drawings: 51 pages - in detail:
 - Description: 26 pages
 - Claims: 5 pages
 - Abstract: 1 page
 - Drawings: 19 pages
- Declaration for Patent Application (PTO/SB/103 - 3 pages)
- German Version of the Application: 36 pages [+1 page correction-history]

[Total exactly 100 pages.]

I gave it here to UPS on the 31.Oct. as Express Envelope and UPS guaranteed a delivery to the End of the 1st Nov.:

Origin: 69181, GERMANY
Destination: 20231, UNITED STATES
Shipped On: Tue, Oct 31, 2000
Shipment Type: 1 lb. or 1 kg. document
Service Type: UPS Worldwide Express
Delivery Date: Wed, Nov 1, 2000
Delivery Time: By End of Day
Guaranteed: Yes

(from domain www.ups.com).

So my Application must have reached you at the end if the 1st Nov. Additionally I've send

...

it to you (the same 100 pages) by facsimile (start of transmission 02.11.2000 19:25:42, end of transmission 20:31:52 US Eastern Time, and received acknowledgement of correct transmission).

But until now I've not received an acknowledgement of receipt and application number.

Your address (like above) I've taken from 37 CFR § 1.1 (your Patent Rules in the version of the 01.02.2000) - so it has to be correct, and your facsimile-number (001-703-306-5995) I've taken from your downloaded PTASFAX.PDF, so it has to be correct too (I send this letter to the same number).

Please send me an acknowledgement of receipt of my patent application and an application number either

per facsimile to: 0049-0177-4238152

or per E-Mail to: cybernetic@automatic-programming.com

With friendly greetings

A handwritten signature in cursive script, appearing to read 'G. Krämer'.

Gerd Krämer

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MAR 2 8 2001

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



25. Nov. 2000

November 07, 2000

Submitter

United States Patent and Trademark Office
Notice of Submission Type

Your request to record a document in the United States Patent and Trademark Office was received via electronic fax on November 02, 2000, at 07:33 PM.

The document submitted cannot be processed via electronic fax. Please resubmit your document to the Assignment Division via mail service.

If you have any questions, you may contact our customer service center at 703-308-9723.










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A4

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A5

Tracking Detail

Status: **Delivered**
 Delivered on: Nov 3, 2000 9:58 A.M.
 Signed by: ASFRAN
 Location: OFFICE
 Delivered to: ARLINGTON, VA, US
 Shipped or Billed on: Oct 31, 2000

Tracking Number: W682 8170 676
 Service Type: EXPRESS
 Weight: .50 Kg

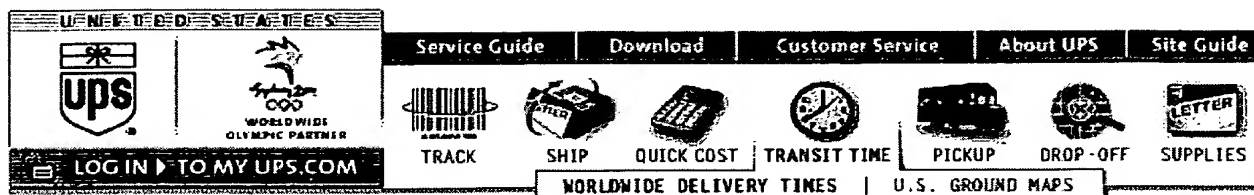
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PACKAGE PROGRESS			
Date	Time	Location	Activity
Nov 3, 2000	9:58 A.M.	ALEXANDRIA-ARLINGTON, VA, US	DELIVERY
	6:15 A.M.	ALEXANDRIA SORT, VA, US	DESTINATION SCAN
	5:27 A.M.	ALEXANDRIA SORT, VA, US	ARRIVAL SCAN
	4:07 A.M.	BALTIMORE, MD, US	DEPARTURE SCAN
Nov 2, 2000	10:27 P.M.	BALTIMORE, MD, US	ARRIVAL SCAN
	9:23 P.M.	DC SORT, MD, US	ORIGIN SCAN
	7:35 A.M.	D.C.-UNIVERSITY, DC, US	INCOMPLETE ADDRESS, NOT DELIVERED; ADDRESS CORRECTED, DELIVERY RESCHEDULED
	7:34 A.M.	D.C.-UNIVERSITY, DC, US	INCOMPLETE ADDRESS, NOT DELIVERED
	6:44 A.M.	ALEXANDRIA SORT, VA, US	ROUTED INCORRECTLY AT UPS FACILITY; PKG HAS BEEN REROUTED TO DESTINATION
	6:44 A.M.	ALEXANDRIA SORT, VA, US	LOCATION SCAN
Nov 1, 2000	1:55 P.M.	ALEXANDRIA SORT, VA, US	LEFT IN A UPS FACILITY, DELAYED; FORWARDED TO DESTINATION
	1:55 P.M.	ALEXANDRIA SORT, VA, US	LOCATION SCAN
	1:52 P.M.	ALEXANDRIA SORT, VA, US	DESTINATION SCAN
	7:38 A.M.	NEWARK AIR SORT, NJ, US	IMPORT SCAN
	5:31 A.M.	NEWARK AIR SORT, NJ, US	DESTINATION SCAN
	5:19 A.M.	NEWARK INTL, NJ, US	ARRIVAL SCAN
	3:14 A.M.	COLOGNE, DE	DEPARTURE SCAN
	1:16 A.M.	COLOGNE-AIRPORT, DE	ORIGIN SCAN
	1:15 A.M.	COLOGNE-AIRPORT, DE	EXPORT SCAN
Oct 31, 2000	11:20 P.M.	DE	PICKUP MANIFEST RECEIVED
	10:13 P.M.	DE	ORIGIN SCAN
	9:08 P.M.	HEIDELBERG - SUB, DE	ORIGIN SCAN

Tracking results provided by UPS: Jan 12, 2001 1:11 P.M. Eastern Time (USA)

NOTICE: UPS authorizes you to use UPS tracking systems solely to track shipments tendered by or for you to UPS for delivery and for no other purpose. Any other use of UPS tracking systems and information is strictly prohibited.

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A6

Worldwide Delivery Times Detail

Below is the delivery schedule detail for the following shipment:

Origin: 69181, GERMANY
Destination: 20231, UNITED STATES
Shipped On: Tue, Oct 31, 2000
Shipment Type: 1 lb. or 1 kg. document

Service Type: UPS Worldwide Express
Delivery Date: Wed, Nov 1, 2000
Delivery Time: By End of Day
Guaranteed: Yes

This delivery schedule includes:

Business Transit Day(s): 1
Rest Day(s): 0
Holiday(s): 0

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Scheduled business days are revised occasionally due to changes in technology, distribution and volume. Service to some remote residential areas may require additional delivery days.



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Washington D.C. 20231 USA

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MAR 2 8 2001

OFFICE OF PETITIONS

per facsimile to: 001-703-305-7786

Addendum to my yesterday letter

"Missing Acknowledgement of Receipt and Application Number of my Patent-Application"

Dear Director for General Information Services,

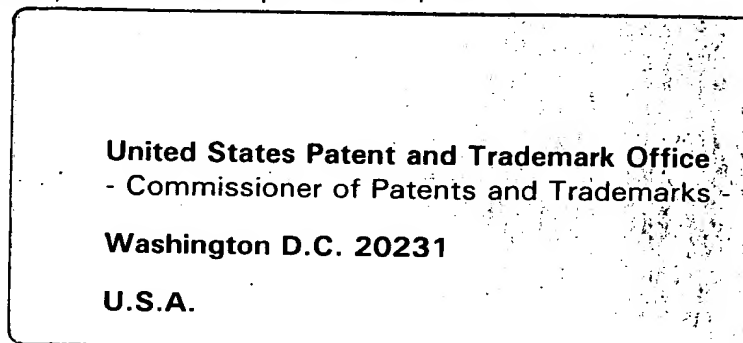
yesterday I've sent a letter with the title

"Missing Acknowledgement of Receipt and Application Number of my Patent-Application"

per facsimile to you, where I several times wrote *"Title 37 U.S.C."* instead of *"Title 37 C.F.R."*.

I've meant the Patent Rules in the Code of Federal Regulations, not the United States Code (I used the wrong Abbreviation).

Additional to my yesterday letter I show you the adhesive label, which was on the envelope of my Patent Application, which I sent per UPS-Express-Mail to the Commissioner of Patents and Trademarks:



With friendly greetings

G. Krämer

Gerd Krämer

*I printed this label 3 times
(this is the 2nd one).*

Dipl.-Phys. Gerd W. Krämer

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D-69181 Leimen
Germany
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Fax+Hdy: 0177-4238152
E-Mail: cybernetic@automatic-
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29. Oct. 2000

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Patent Application

Dear Commissioner of Patents and Trademarks,

I've developed a method creating a simple kind of artificial consciousness. The economic relevant effect is, that this method has the capability to develop requirement-satisfying software subroutines automatically.

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IPC-Accessory-Class: G06F015/18
German Applicator's Number: 10857796

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- Utility-Patent Application Form (PTO/SB/05)
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- German version of the application: 36 pages [+ 1 page correction-history]

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I'll order it from the DPMA and send it to you with the information disclosure statement.

When I look at the published US-patents there are many references shown. I cannot offer you references, because my inventory is a totally new way to use a computer:

The system itself learns programming in machine-code - world-wide I've not found any similar invention in the public patent-databases.

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On your form-overview-site "<http://www.uspto.gov/web/forms/index.html>" a PTO/SB/35 "Nonpublication Request" in reference to 35 U.S.C. 122(b)(2)(B)(i) is announced.

In the version from the 1st Feb. 2000 of the Title 35 United States Code (Patent law) downloaded from the website "<http://www.uspto.gov/web/offices/pac/mpep/mpep.htm>" I cannot find a (b)(2)(B)(i) in the short § 122 ?!?

If possible, it would be nice if you could wait with the examination until the examination at the german Patent- and Trademark-Office (=DPMA) is finished.

With friendly greetings



Gerd Krämer

Enclosures like described above

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